

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|---------------------------|---|----------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 4:11CR3032 |
| |) | |
| v. |) | |
| |) | MEMORANDUM AND ORDER |
| ADELFO JUNIOR SOTO, |) | |
| |) | |
| Defendant. |) | |

The defendant has moved to continue the trial currently set for June 6, 2011, (filing no. 44), because the parties need additional time to determine if this case will be resolved by a guilty plea or a trial. The Court finds the motion should be granted.

IT IS ORDERED:

- 1) Defendant's motion to continue, (filing no. 44), is granted.
- 2) The trial of this case is set to commence before the Honorable Richard G. Kopf at 9:00 a.m. on July 25, 2011, or as soon thereafter as the case may be called, for a duration of four (4) trial days, in Courtroom 1, United States Courthouse, Lincoln, Nebraska. Jury selection will be held at commencement of trial.
- 3) Based upon the showing set forth in the defendant's motion and the representations of counsel for the parties, the Court further finds that the ends of justice will be served by continuing the trial; and that the purposes served by continuing the trial date in this case outweigh the interest of the defendant and the public in a speedy trial. Accordingly, the time between today's date and July 25, 2011 shall be excluded for speedy trial calculation purposes. 18 U.S.C. § 3161(h)(7)(A).

May 24, 2011

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge